



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

SUGIYAMA, T. et al.

Atty. Ref.: 2635-40; Confirmation No. 2313

Appl. No. 10/001,800

TC/A.U. 1753

Filed: December 5, 2001

Examiner: Olsen, K.

For: GAS SENSING ELEMENT

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August 31, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REQUEST FOR RECONSIDERATION UNDER RULE 116**

Responsive to the Official Action dated March 4, 2004, kindly enter the following remarks.

**REMARKS**

Reconsideration and allowance in view of the following remarks are respectfully requested.

Claims 1-11 were rejected under 35 USC 102(b) as being anticipated by or, in the alternative, under 35 USC 103(a) as obvious over Fujii et al. Claim 1-11 were also rejected, in the alternative, under 35 USC 103(a) as being unpatentable over Fujii in view of Mase. Applicant respectfully traverses these rejections.

The Examiner states that Fujii teaches the use of a protective layer 11 having a thickness of 100 to 300 microns (col. 7, lines 16-19) as well as an average pore size diameter of 0.01 to 0.3 microns (paragraph bridging cols. 9 and 10). The Examiner then